FOR MYSORE STATE

Public Works

(195 3) Department.

R. SERIES.

G.O. NO. 619

Dated 29th April 1953

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16/6/53
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[Despatch Abstract.]

Land Acquisition - (South Kanara) . Mangalore Taluk - Tenambur village - S. Nos. 75/20 A, 75/20 B etc. - Approach road to kulur Bridge - Notifications under sections 4(1) and 6 of Land Acquisition Act - Publication ordered.

R.Dis.27389/52.

From

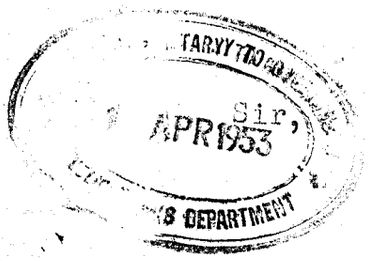
South Kanara Collector's Office,
Mangalore, dated 28--3--1953.

31159

To

Sri C. A. Ramakrishnan, I.C.S.,
Collector of South Kanara.

The Secretary to the Government,
P.W.D. Fort St.George,
Madras-9.



Sir,

(in duplicate)

LAND ACQUISITION - (South Kanara) - Mangalore Taluk Panambur village - S.No.75/20A, 75/20B etc -- Approach road to the Kulur Bridge - Proposals - Under Sec.4(1) and 6 read with Section 17(1) of the Land Acquisition Act - Submitted.

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These proposals relate to the acquisition of the plots S.Nos.75/20A, 20B, etc of Panambur village in Mangalore Taluk for the purpose of an approach road to the Kulur bridge. They have been taken up on behalf of the Highways Department (South Kanara) and ten sub divisions with an aggregate extent of 0.61 acre and which are either garden or wet land are involved in these proposals. The total cost of acquisition is estimated at Rs.2500/-. The actual cost of acquisition will be known only after the preparation of the valuation statement, and the sub division records which are under preparation.

A

2. The Divisional Engineer (Highways) South Kanara who has moved in the matter, for the acquisition of the plots, has requested that the acquisition proceedings may be taken up urgently and that the plots may be made over to his Department immediately. The construction of the Kulur bridge was completed a few months ago and the bridge has now been thrown open for regular bus traffic. It is therefore necessary that the approach road should be widened and straightened urgently to guard against accidents which are likely to occur on account of increased bus traffic. The Land Acquisition Officer has agreed with this view and has recommended that the provisions of Sec.17(1) of the Land Acquisition Act may be applied to this case.

X

B

3. The plots proposed to be acquired do not contain any buildings, religious edifices, grave yards or topes. It is reported that garden lands S.Nos.75/20A, 75/20D, 75/4C2, 75/3B 75/4A2 and 75/4B2 also do not contain any topes in them and they are just fringes of land registered as garden.

4. In the circumstances stated above I consider that the provision of the urgency clause may be applied in this case ~~in this case~~ in order to speed up the Land Acquisition Proceedings. The enclosed draft dotification under section 4(1) ~~of~~ and the draft declaration under Sec.6 read with section 17(1) of the L.A. Act, (in duplicate) may therefore be approved, and ordered to be published in the Fort St.George Gazette.

Yours faithfully

1/3 For Collector 28/3/53

Copy to the Revenue Divisional Officer Mangalore with reference to his Ref.7439/D/52 dated 7.3.53.

Copy to the Divisional Engineer (H) South Kanara With reference to his Ref.11633/B1/50 dated 23.8.52.

1/3

Form of Notification to be issued under Section 4 of Act I of 1894 as amended by the Act XXXVIII of 1923.

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WHEREAS it appears to the Government of Madras that the lands specified below and situated in the village of Panambur of Mangalore taluk, South Kanara District are needed for a public purpose for a road-notice to that effect is hereby given to all whom it may concern in accordance with the provisions of Section 4(1) of Act I of 1894 as amended by the Land Acquisition Amendment Act XXXVIII of 1923 and the Government of Madras hereby authorises the Revenue Divisional Officer Mangalore his staff and the workmen, to exercise the power conferred by section 4(2) of the Act. Under section 3(c) of the same Act the Government of Madras appoints the Revenue Divisional Officer, Mangalore, to perform the functions of a Collector under section 5A of the Act.

Under sub section 4 of Section 17 of the Act the Government of Madras directs that in view of the urgency of the case the provisions of section 5A of the Act shall not apply to this case.

SCHEDULE

District: South Kanara Taluk: Mangalore.
Village No and Name: 54 Panambur.

5

DESCRIPTION OF LAND.

S.No.	Extent	Class	Name of occupier or owner
1	2	3	
75-20A	0.02	Garden	Ramakrishna Marthoba Rao and other owner. Mulgenidar: Bejini @ Pascal D'Souza S/O Babi @ Antony Souza
75-20B	0.02	Garden	Mouris D'Souza and others. Owners
75.19	0-01	Wet	Mouris D'Souza and others, owners
75-2	0.23	Wet	OWNER: Bamakrishna Marthoba Rao MULGENIDAR: Lawrence Souza, S/O Kistam D'Souza.
75-4C2	0-14	Garden	P.Vyasa Rao and others owners Rosario D'Souza S/O Babi D'Souza Mulgenidar
75-3B	0-02	Garden	Augustine D'Souza and others owners Rosario Souza S/O Babi D'Souza Mulgenidar
75/1B	0.05	Wet	Augustine D'Souza and others
75/4A2	0.01	Garden	Mouris D'Souza and others owner.
75/4B2	0.01	Garden	P.Vyasa Rao and others owner Rosario D'Souza S/O Babi D'Souza (Mulgenidar)
74/7A2	0.10 ~~0.09~~	Wet	Ramakrishna Marthoba Rao owner Mulgenidar: Kulur Church Chalageni tenant: Cyphrian D'Souza S/O Nicholas D'Souza

BOUNDARIES;

S.No.	North	East	South	West
75-20A	75-20B	23-A1	75-5	75-4C2
75-20B	75-19	23-A1	75-20B	75-4C2
75-19	75-2	23-A1	75-20B	75-2
75-2	74-7A1	23-A1	75-4C2	75/1,3 and 4
75-4C2	75-2	75-20	75-5	75-18
75-1B	75-7A	75-2	75-3B	75-1A
75-3B	75-1B	75/2	75/4A2	75/3A
75/4A2	75-2	75-2	75-4B2	75-4B1
75-4B2	75-4A	75-4C2	75-4C2	75-4B1
74-7A2	23-A1	23-A1	75-1B	74-7A1

S.Kanara Collector's Office
Mangalore dated 28--3--1953.

2/3 For Collector
28/3/53

NOTIFICATION

UNDER Section 6 of the Land Acquisition Act His Excellency the Governor of Madras hereby delcared that the lands specified below and measuring acres 0.61 be the same a little more or less, are needed for a public purpose, to wit for the approach road to Kulur Bridge and under sections 3 and 7 of the same Act, the Revenue Divisional Officer and Land Acquisition Officer, Mangalore is appointed to perform the functions of a Collector under the Act and directed to take order for the acquisition of the said lands. Under sub section (i) of Section 17 of the Act, His Excellency the Governor of Madras further directs that the possession of the said lands may be taken on the expiry of 15 days from the date of publication of the notice mentioned in section 9(1) of the Act. A plan of the land is kept in the office of the Revenue Divisional Officer and Land Acquisition Officer, Mangalore and may be inspected at any time during office hours.

SCHEDULE

District South Kanara Taluk: Mangalore.

Village: PANAMBUR

Description of land, wet or dry, inam or poramboke, with survey or paimash No.	Name of owner or occupier	Boundaries of the land required to be taken up				Extent to be taken up.
		North	East	South	West.	
1	2	3	4	5	6	7
Ryotwari Gargen 75/20A	Ramakrishna Marthoba Rao and others Owner: Mulgenidars: Bejami alias Pascal D'Souza	75/20B	23/A1	75/5	75/4C2	0.02
Garden.75/20B	Maurice D'Souza & Others: owners	75/19	23/A1	75/20B	75/4C2	0.02
Wet 75/19	do	75/2	23/A1	75/20B	75/2	0.01
Wet 75/2	Ramakrishna Marthoba Rao owner: Leam Souza, Mulgenidar	74/7A1	23/A1	75/4C2	75/1,3,4	0.23.
Garden 75/4C2	P.Vyasa Rao and others. owners Rosario Souza, Mulgenidar	75/2	75/20	75/5	75/18	0.14
Wet 75/1B	Augustine D'Souza and others owners;	74/7A	75/2	75/3B	75/1A	0.05
Garden.75/3B	do Mulgenidar: Rosario Souza	75/1B	75/2	75/4A2	75/3A	0.02
Garden 75/4A2	Maurice D'Souza owner	75/2	75/2	75/4B2	75/4B	0.01
Garden .75/4B2	P.Vyasa Rao and others owners, Rosario D'Souza (Mulgenidar)	75/4A2	75/4C2	75/4C2	75/4B1	
Wet.74/7A2	Ramakrishna Marthoba Rao owner: Mulgenidar: Kulur Church Chalgenidar: Cyprian D' Souza	23/A1	23/A1	75/1B	75/7A1	0.10

C.No. 31159 N/53

Rev. Sectt. 22—6,206—9-1-40.

GOVERNMENT OF MADRAS.

Received _____ 194 . *Registered* _____ 194

Abstract.

Land Acquisition - (South Kanara) - Mangalore Tk - ~~Pennambo~~ Penambur village - S. Nos 75/2A, 75/2B etc - Approach road to Kulur Bridge - Notifications under sections 4(1) and 6 of L.A. Act - Publication ordered.

P.W. DEPARTMENT.

G.O. No. R. 619. dated the 29.4.1953

Read again:

pp 1-13 cf From the Collector of South Kanara: R.Dis 27389/52 d 28 3/53

Read also:

ORDER.

The draft notification under Section 4 (1) and the draft declaration under Section 6 of the Land Acquisition Act submitted by the ~~Board of Revenue~~ collector with ~~its~~ reference read above are approved and are forwarded to the Superintendent, Government Press, for publication ~~The notification should be published in English in the *Fort Saint George Gazette* and the declaration should be published in English in the *Fort Saint George Gazette* and in English and in in the District Gazette.~~ in the F.S.G.G. The Superintendent, Government Press, is requested to see that the notification and the declaration are published in successive issues (not in the same issue) of the *Fort Saint George Gazette*, the notification under Section 4 (1) being published earlier.

2. The Government accept the view that the acquisition is an urgent one and under Section 17 (4) of the Land Acquisition Act direct that the provisions of Section 5-A of the Act shall not apply to this case.

(By order of the ~~Government, Ministry of~~ Governor ~~in Council~~ of Madras)

Gc Σ for Dy. *Secretary to Government.*

To the Superintendent, Government Press, with a notification and a declaration ~~in diglott,~~ for publication. [pp 9-13 cf in cfgl]
" ~~Board~~ of Revenue, Land Revenue and Settlement.
" Collector of South Kanara, Mangalore
" ~~Revenue Divisional Officer,~~
" ~~Agent,~~ Railway.
" ~~Special Revenue Officer, Cauvery-Mettur Project.~~
" ~~Engineer-in-chief, Cauvery-Mettur Project.~~
" Chief Engineer (Highways)
" ~~Commissioner of Labour.~~
" ~~District Labour Officer,~~ ~~District.~~

P.T.O

~~Forwarded.~~

~~(By order).~~

Note

C.No. 31159 A/53

As

Please see the proposals of the collector of S. Kanara at pp 1-7 cf. The draft order on plante is submitted for approval & may issue after acceptance by Revenue. (The bridge referred to was thrown open to public traffic on 1-7-52)

12/4/53

17.APR.1953
REVENUE DEPARTMENT

P.W. No. 31159 A/53-1

ADDL. ASST. SECRETARY TO
28 APR 1953
PUBLIC WORKS

Rev Dept

33781C
17/4/53

To As

The draft order on plante may be accepted and the file returned to P.W.

22/4/53

25.4.53

P.W.

Vide 'X' on p1 ct

P.W.

Rev U.O 33781 cf 53;
28-4-53
39735

R.Dis.27389/52.

South Kanara Collector's Office,
Mangalore, dated 28--3--1953.

From

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Collector of South Kanara.

To

The Secretary to the Government,
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Madras-9.

(in duplicate)

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30/3

Notice published on March 13
(Vol. 47)
on page 13431-33 of 3-29-82

Date published on page 7667-7669
(Vol. 47 of 2-19-82)